

MINUTES

COMMITTEE OF THE WHOLE

August 7, 2013

A meeting of the Committee of the Whole of the Council of the County of Kaua'i, State of Hawai'i, was called to order by Mel Rapozo, Vice Chair, at the Council Chambers, 4396 Rice Street, Suite 201, Lihue, Kaua'i, on Wednesday, August 7, 2013, at 12:59 p.m., after which the following members answered the call of the roll:

Honorable Tim Bynum
Honorable Gary L. Hooser
Honorable Nadine K. Nakamura
Honorable Mel Rapozo
Honorable JoAnn A. Yukimura

Excused: Honorable Ross Kagawa
Honorable Jay Furfaro

ES-662 Pursuant to Hawai'i Revised Statutes (HRS) Sections 92-4, 92-5(a)(4), and Kaua'i County Charter Section 3.07(E), on behalf of the Council, the Office of the County Attorney requests an Executive Session with the Council to provide the Council with a briefing and to discuss legal issues concerning the application and enforcement of Chapter 8, Article 17, of the Kaua'i County Code 1987, as amended, specifically the sections enacted under Ordinance Nos. 864, 876 and 904, and related matters. This briefing and consultation involves consideration of the powers, duties, privileges, immunities, and/or liabilities of the Council and the County as they relate to this agenda item.

Mr. Rapozo: The record will reflect that the Chair is in his office and Mr. Kagawa is excused. What is the pleasure of this Committee? If we want to go into Executive Session, then I am going to call for the lunch break. If we can have the deferred, if you need to. Honestly, I have heard enough today for me personally, to get into the Transient Vacation Rental (TVR) issue. I think I have some questions that will be going across in written form. If you feel that you need the Executive Session, then we can do it, but I will take the lunch break.
Mr. Bynum.

Mr. Bynum: (Inaudible)

Mr. Rapozo: Councilmember Yukimura.

Ms. Yukimura: I would like to learn as soon as possible what the parameters are that the Department of Planning is doing its investigation by.

Ms. Nakamura: So, we can ask for that in writing. I think someone asked for a written opinion on the parameters.

Mr. Rapozo: I think it was JoAnn.

Ms. Yukimura:
already a written opinion, is there?

And there was motions about there is

Ms. Nakamura:

I do not believe there is one.

Ms. Yukimura:

He said he would circulate it, there is one.

Ms. Nakamura:

Oh.

Mr. Rapozo:
Executive Session or not?

The question is do you want to go into

Mr. Hooser:
really busy....

I have heard enough for today and we had a

Ms. Nakamura:

Week.

Mr. Hooser:
end the day today, right now.

Year, it seems like. So, I would be happy to

Ms. Nakamura:

That is fine.

Mr. Rapozo:
item.

I am looking for a motion to deal with that

Mr. Bynum moved to defer ES-662, seconded by Mr. Hooser.

Mr. Rapozo:

It will be a two (2) weeks deferral.

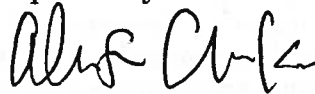
Mr. Bynum:

Yes.

The motion to defer ES-662 was then put, and unanimously carried.


There being no further business, the meeting was adjourned at 1:01 p.m.

Respectfully submitted,



Allison S. Arakaki
Council Services Assistant

APPROVED at the Committee Meeting held on September 4, 2013:



MEL RAPOZO
Vice Chair, COW